

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Igor Lvovich SKRYABIN and Graeme Leslie
Serial no. : EVANS
Filed : 10/583,121
For : with an effective filing date of December 17, 2004
Docket : METHOD FOR ELECTROLYTIC ENGINEERING
OF NANO-PARTICULATE LAYERS
GRIHAC P48AUS

The Commissioner for Patents
U.S. Patent & Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

**RENEWED PETITION UNDER 37 C.F.R. 0.147(a)
AND REQUEST FOR ONE (1) MONTH EXTENSION OF TERM**

Dear Sir:

In response to the Decision mailed June 11, 2007, the Applicant petitions for a two (2) month extension of term, attached hereto, thereby extending the term for renewing the Applicant's Petition to and including **October 11, 2007**.

On June 11, 2007, the United States Patent & Trademark Office denied the Petitioner's Petition, under 37 C.F.R. 147(a), since the statements by Michael J. Bujold were deemed insufficient to support a finding that the non-signing inventor, namely, Inventor Igor Skrybin, refused to sign the Declaration because, based on Inventor Skrybin's communication dated 01 November 2006, there appears to be a disagreement by the parties which has not been clarified by the petitioner. In view of the following clarification, the Petitioner hereby renews the Petition under 37 C.F.R. 147(a).

The Petitioner notes that the alleged "disagreement(s) by the parties" are numerous as exemplified by the various correspondence, over the last year or so, between Inventor Skrybin and/or his attorney Szekely & Associates, the Australian attorney representing Dyesol LTD., the assignee of the signing inventor (i.e., Graeme Leslie EVANS), and the undersigned. One important aspect of the "disagreement" apparently relates to compensation/shares that Inventor Skrybin alleges he is entitled to receive but, for a variety of reasons, Dyesol LTD disputes that Inventor Skrybin is entitled to such compensation/shares. To date, Inventor Skrybin and Dyesol LTD have been unable to resolve this "disagreement(s) by the parties."

The undersign hereby confirms that my October 16, 2006 letter forwarded a complete copy of "application papers" (see the third paragraph thereof). The "application papers" included (1) a complete copy of the specification, the claims, the abstract and the drawings for application serial number 10/570,530 (PCT/AU2004/000689) along with the associated Declaration form, (2) a complete copy of the specification, the claims, the abstract and the drawings for application serial number 10/577,971 (PCT/AU2004/001513) along with the associated Declaration form, and (3) a complete copy of the specification, the claims, the abstract and the drawings for application serial number 10/583,121 (PCT/AU2004/001768)

10/583,121

along with the associated Declaration form. To date, none of the previously forwarded Declarations were signed and/or returned to our office for filing with the United States Patent and Trademark Office.

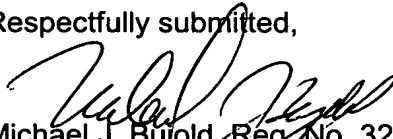
In an further attempt to obtain Inventor Skyrabin's signature, the undersigned sent another letter on July 18, 2007 (see attached copy thereof) to Inventor Skyrabin, via UPS, which forwarded a further complete copy of the application papers, i.e., a complete copy of the specification, the claims, the abstract, the drawings and the associated Declaration form for each of serial nos. 10/570,530, 10/577,971 and 10/583,121. As of today, none of the three forwarded Declarations were signed and/or returned to our office for filing with the United States Patent and Trademark Office. However, in response to this July 18, 2007 letter, Inventor Skyrabin sent a reply on August 4, 2007 (see attached copy thereof) and denies that he is refusing to cooperate but this reply did not include any signed Declaration and Power of Attorney forms.

In view of the fact that Inventor Skyrbin apparently will not sign the Declaration form until all of the "disagreement(s) by the parties," including the dispute concerning his alleged entitlement to the compensation/shares, are resolved, Petitioner respectfully submits that such action on behalf of Inventor Skyrbin is paramount to a refusal to sign the associated application papers. In view of such refusal, the Petitioner respectfully solicits that the instant Petition be granted forthwith.

In view of the forgoing clarification, the Petitioner is unsure what further action, if any, must undertake to clarify the alleged "disagreement by the parties" and/or to obtain Inventor Skyrabin signature on the three (3) forwarded Declarations. Accordingly, the Petitioner respectfully solicits the granting of this Petition. However, if any further clarification is required by the United States Patent and Trademark Office, please contact our office via telephone to expedite the handling thereof.

In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,



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July 18, 2007

Dr. Igor Skryabin
76 Schlich Street
Yarralumla ACT 2600
AUSTRALIA

RE: Igor Lvovich SKRYABIN and Sylvia Medlyn TULLOCH
U.S. Patent Appln. No. 10/570,530
filed with an effective filing date of May 21, 2004
COMBINED PHOTOELECTROCHEMICAL CELL AND CAPACITOR
Our ref: GRIHAC P46AUS
Your ref: LWR:TJS:GAH:FP23432

Igor Lvovich SKRYABIN, George PHANI, Sylvia Medlyn TULLOCH, Graeme Leslie EVANS and Ben JAUSNIK
U.S. Patent Appln. No. 10/577,971
filed with an effective filing date of November 3, 2004
MULTILAYERED PHOTOVOLTAIC DEVICE ON ENVELOPE SURFACE
Our ref: GRIHAC P47AUS
Your ref: FP23684

Igor Lvovich SKRYABIN and Graeme Leslie EVANS
U.S. Patent Appln. No. 10/583,121
filed with an effective filing date of December 17, 2004
METHOD FOR ELECTROLYTIC ENGINEERING OF NANO-PARTICULATE LAYERS
Our ref: GRIHAC P48AUS
Your ref: LWR:JBW:FP23978

Dear Dr. Skryabin:

Further to our letter of October 16, 2006 concerning the above referenced matters, the purpose of this letter is to again ask if you will reconsider reviewing the enclosed three sets of application papers, namely, a completely copy of the specification, the claims, the abstract and the drawings for application serial number 10/570,530 (PCT/AU2004/000689) along with the associated Declaration form, (2) a completely copy of the specification, the claims, the abstract and the drawings for application serial number 10/577,971 (PCT/AU2004/001513) along with the associated Declaration form, and (3) a completely copy of the specification, the claims, the abstract and the drawings for application serial number 10/583,121 (PCT/AU2004/001768) along with the associated Declaration form? If so, and assuming your review of these applications is favorable, we ask that you please sign the associated Declaration forms and return the same to our office so that our office may proceed with efficient prosecution of each of the above identified applications before the United States Patent and Trademark Office. As you are probably aware, the Declaration merely provides our office with power to prosecute these applications before the United States Patent and Trademark Office, but does not, in any way, affect ownership of these applications.

A self address envelope is enclosed to facilitate return of the signed Declaration forms to our office. Signing and returning the enclosed Declarations will prevent a potential loss of patent rights for each of these cases but will not, in any way, affect ownership of these patent applications.

Dr. Igor Skryabin
July 18, 2007
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If you or your Attorney has any questions concerning any of these matters,
please contact our office.

Yours sincerely,
DAVIS & BUJOLD, P.L.L.C.



Michael J. Bujold

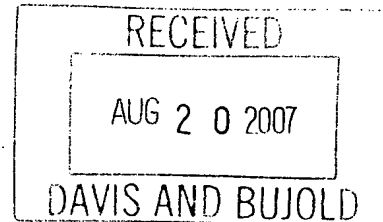
MJB:tac

Enclosures (copy of application papers for U.S. Patent Appln. No. 10/570,530)
(copy of application papers for U.S. Patent Appln. No. 10/577,971)
(copy of application papers for U.S. Patent Appln. No. 10/583,121)

cc: William Szekely
Lorne Wood-Roe

Igor Skryabin

From: Igor Skryabin [iskryabin@gmail.com]
Sent: Saturday, 4 August 2007 2:17 AM
To: 'patent@davisandbujold.com'
Subject: you letter of 18 July 2007
Attachments: Attachment1.pdf; Attachment2.pdf



To: Davis & Bujold P.L.L.C
112 Pleasant St
Concord, New Hampshire 03301-2931
United States of America

Dear Sirs,
RE: you letter of 18 July 2007

I refer to my previous correspondence and notably to my letters of 6-Sep-06, 4-Oct-06, 1-Nov-06 and 22 January 2007, to the attachments to these letters, and to a more recent correspondence from my attorneys Szekely and Associates to Freehills acting for Dyesol Ltd, STI Pty Ltd and Ms. Sylvia Tulloch. I am still awaiting clarifications from your Australian clients.

I enclose this later correspondence (Attachment 1 and Attachment 2) in case you are unfamiliar with it.

In the meantime I remind you that any representations portraying my inquiries as a refusal to cooperate are incorrect and that I requested that you prevent any misrepresentation of my position, as regards the USPTO, from arising.

Yours sincerely,


Dr Igor Skryabin

Dr Igor Skryabin
76 Schlich St
Yarralumla ACT 2600

*Copy emailed
4 Aug 07.*

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No virus found in this outgoing message.
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